

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

CASE NO 06-cr-20465

v.

HON. NANCY G. EDMUNDS

GARY BALL Jr.,

Defendant.

**GOVERNMENT'S MOTION FOR EXTENSION OF TIME
TO FILE RESPONSE TO DEFENDANT'S MOTION TO VACATE
SENTENCE UNDER 28 U.S.C. § 2255**

Now comes the United States, by and through Barbara L. McQuade, United States Attorney, and Christopher Graveline, Assistant United States Attorney, who moves this Honorable Court as follows:

1. The defendant initially filed a pro se motion to vacate, set aside, or correct sentence pursuant to Title 28, United States Code, Section 2255 on April 7, 2015. After that filing, attorney David Schoen made an appearance on behalf of the defendant and filed an amended motion to vacate, set aside, or correct sentence pursuant to Title 28, United States Code, Section 2255 on August 17, 2015. The government's response is due on December 21, 2015.

2. The motion is lengthy and raises several legal issues.

3. Undersigned counsel just ended a four-defendant trial before Judge Michelson on December 18, 2015.

4. Undersigned counsel has been preparing the government's response; however, it would be beneficial to have some additional time to prepare a thorough and complete response.

5. Consequently, the government requests an extension of time in which to file its response to January 22, 2016.

6. Undersigned counsel has sought concurrence from defense counsel and counsel has no objections to this length of continuance.

THEREFORE, the government moves this Honorable Court to enter an order allowing the government until January 22, 2016 to file a response brief.

Respectfully submitted,

Dated: December 21, 2015

Barbara L. McQuade
United States Attorney

/s/ Christopher Graveline

Assistant United States Attorney
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Certificate of Service

I certify that on December 21, 2015, I electronically filed this motion for the United States with the Clerk of the United States District Court for the Eastern District of Michigan using the ECF system.

/s/ Christopher Graveline

Assistant United States Attorney

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